

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

Clerk's Minutes
Before the Honorable M. Christina Armijo

CASE NO. 10cr1374 **DATE:** 4/20/11

TITLE: *United States v. Jackson*

COURTROOM CLERK: K. Wray **COURT REPORTER:** M.. Kubilus

COURT IN SESSION: 9:15 am **COURT IN RECESS:** 3:14 pm

Total Time: 5 hours, 59 minutes

TYPE OF PROCEEDING: Motions Hearing

COURT'S RULINGS/DISPOSITION: See below

ORDER CONSISTENT WITH COURT'S RULING TO BE PREPARED BY: n/a

DEADLINE FOR SUBMISSION OF ORDER TO COURT: n/a

ATTORNEY PRESENT FOR PLAINTIFF: **ATTORNEY PRESENT FOR DEFENDANT:**

Presiliano Torrez
Raul Torrez

Stephen P. McCue

PROCEEDINGS:

9:15 am Ct in session; appearances from counsel; Defendant is present

9:15 am Ct addresses the parties; Ct addresses Doc 12, Doc 50, Doc 63

9:16 am Mr. P Torrez addresses the Ct

9:18 am Bench conf.

9:19 am Ct addresses the parties

9:20 am Mr. McCue addresses the Ct; the Ct responds

9:21 am Mr. P Torrez addresses the Ct; Mr. McCue responds

9:23 am Mr. P Torrez calls Witness #1, Ferris Simmons, WITNESS SWORN, Mr. P Torrez
conducts direct examination

9:31 am Witness examines Gov. Exhs. 2a and 2b; direct examination continues

9:39 am Witness identifies Gov. Exh. 4 and admitted

9:40 am Direct exam continues

9:57 am Mr. McCue conducts cross examination

9:59 am Witness examines Gov. Exh. 2c; cross examination continues

10:01 am Witness examines Def. Exh. A; cross examination continues

10:10 am Def. Exh. A admitted; cross examination continues

10:13 am Witness #1 is excused

10:13 am Gov. Exhs 2a, 2b, 2c offered and admitted

10:14 am Mr. P Torrez calls Witness # 2, Candace DeFrates, WITNESS SWORN, Mr. P Torrez
conducts direct examination

10:29 am Witness IDs Gov. Exh. 4, direct exam continues

10:44 am Ct in recess

11:02 am Ct in session; Mr. P Torrez continues direct exam

11:06 am Gov offers Gov. Exh. 3 and admitted

11:08 am Direct exam continues

11:12 am Witness examines Def. Exh. A; direct exam continues

11:21 am Mr. McCue conducts cross exam

11:33 am Witness examines Def. Exh. B, cross exam continues

11:34 am Def. Exh. B. Offered and admitted; cross exam continues

11:35 am Mr. P Torrez conducts redirect exam

11:37 am Witness # 2 is excused

11:37 am Mr. P Torrez calls Witness # 3, Christopher Geiger, WITNESS SWORN, Mr. P
Torrez conducts direct examination

11:52 am Witness examines Gov. Ehx. 5a and 5 and 5a are admitted

11:53 am Direct exam continues

11:54 am Bench conf.

11:55 am Ct addresses the parties

11:57 am Mr. P Torrez plays Gov. Exh. 5 (recording of the interview)

12:28 pm Ct addresses the parties

12:28 pm Ct in recess

1:19 pm Ct in session; bench conf.

1:22 pm Gov. Exh. 5 continues (recording of the interview)

1:40 pm Mr. R Torrez addresses the Ct; the Ct responds (recording advanced 1 minute)

1:42 pm Gov. Exh. 5 continues (recording of the interview)

2:25 pm Mr. P Torrez continues direct exam

2:29 pm Mr. McCue conducts cross exam

2:33 pm Witness #3 is excused

2:33 pm Mr. P Torrez addresses the Ct

2:33 pm Bench conf.

2:34 pm Mr. McCue calls Witness # 4, Jeffrey Romero, WITNESS SWORN, Mr. McCue
conducts direct examination

2:36 pm Mr. P Torrez conducts cross examination

2:37 pm Ct addresses Mr. P Torrez; Mr. P Torrez responds

2:38 pm Ct addresses Mr. McCue; Mr. McCue responds

2:38 pm Evidence Closed

2:38 pm Mr. McCue addresses the Ct

2:45 pm Mr. R Torrez addresses the Ct

2:57 pm Mr. McCue addresses the Ct

2:58 pm Ct addresses the parties

3:13 pm Parties respond

3:14 pm Ct in recess